

DATE 3/30/09

BILL NO. HB228

Amendments to House Bill No. 228
GREY.FIVE Copy

Requested by Senator Jim Shockley
 For the Senate Judiciary Committee

Prepared by Valencia Lane
 March 28, 2009 (3:34pm)

Shockley's
 Revise language
 of UNIVERSITY
 SYSTEM EXEMPTION
 to APPLY to
 other POSTSECONDARY
 INSTITUTIONS

1. Page 2, line 28.
Following: "regents"
Insert: "or other postsecondary institutions"
2. Page 2, line 29.
Following: "on"
Insert: "their"
Following: "campuses"
Strike: "of the Montana university system"

New Section 2.
 "OPENLY CARRY"

THIS IS HOW NEW SECTION 2. WOULD LOOK WITH ABOVE AMENDMENT:

NEW SECTION. Section 2. Openly carrying weapon -- display
 -- exemption. (1) Any person who is not otherwise prohibited from
 doing so by federal or state law may openly carry a weapon and
 may communicate to another person the fact that the person has a
 weapon. ~~It is not necessary that the person believes that the~~
~~person is threatened for the communication to be lawful.~~

(2) If a person reasonably believes that the person or
 another person is threatened with bodily harm, the person may
WARN OR threaten the use of deadly force, INCLUDING DEADLY
FORCE, against the aggressor, including DRAWING OR presenting a
 weapon in an appropriate circumstance.

(3) This section does not limit the authority of the board
 of regents OR OTHER POSTSECONDARY INSTITUTIONS to regulate the
 carrying of weapons, as defined in 45-8-361 (5) (b) on THEIR
 campuses of the Montana university system."

3. Page 6, line 13.
Following: "regents"
Insert: "or other postsecondary institutions"
4. Page 6, line 14.
Following: "on"
Insert: "their"
Following: "campuses"
Strike: "of the Montana university system"

- END -

45-8-316
 "CONCEALED"
 CARRY"

[subsection (3) would
 be same as above]